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CAMPAIGN FINANCE DIVISION

☒ WAIVER REQUEST

☐ RECONSIDERATION REQUEST

DATE: 1/14/2021

DOCKET #: 2021-037

FILER INFORMATION

Name: Wayne J. Nocito
Office: Constable, 2nd Justice Court
Parish: JEFFERSON
Election Date: 11/3/2020
Level of Office: District

REPORT INFORMATION

Name of Report: 30-P
Original Due Date: 10/5/2020
Date Filed: 10/6/2020
Activity Receipts:
Expenditures:
Funds at Close of Reporting Period:

LATE FEE INFORMATION

Amount of Late Fee: \$60
Days Late: 1
Late Fee Order Received: 11/5/2020
Payment/Waiver Request Due Date: 11/25/2020
Waiver Request Received: 11/11/2020
Additional Information Requested:
- Medical
- Financial
- Other

COMMENTS: Beryl C. Dantin, report preparer for Wayne J. Nocito, request waiver and states the following: of this late filing penalty of \$60.00 due a Leaders problems he encountered when he tried to submit the report. Please find attached the e-mail sent on October 5, 2020 when he encountered the problem. Someone did call him late October 5, 2020, but missed the call. He called him back first thing October 6, 2020 and he corrected the problem. The filed immediately after he got off the phone with your Leaders person. He should have documentation of this phone call. The problem had to do with debt reporting which he later found out was not needed. Had it not been for this problem, the report would have been timely.

OTHER LATE FEE INFORMATION

Campaign Finance:

Other Outstanding Reports: No
Other Outstanding Late Fees: No
Prior Late Fees: No
Reassessed Late Fees: No

Disclosure Statements:

Other Outstanding Late Fees: No
Prior Late Fees: No

November 10, 2020

Louisiana Board of Ethics

Attention: Ms. Melissa Horn

P. O. Box 4368

Baton Rouge, LA 70821

Dear Ms. Horn,

Can 992772, Wayne Nocito, received the attached letter a few days ago. This letter is assessing a late filing penalty on 30 day report prior to election day 11/3/2020. This return was due October 5, 2020.

I am writing this letter to request waiver of this late filing penalty of \$60.00 due a leaders problems I encounter when I tried to submit the report. Please find attached the email I sent on October 5, 2020 when I encounter the problem. Some one did call me late October 5, 2020, but I missed the call. I called him back First thing October 6, 2020 and he corrected the problem. I filed the return immediately after I got off the phone with your Leaders person.

He should have documentation of this phone call. The problem had to do with debt I reporting which I later found out was not needed.

Had it not been for this problem, the return would have been timely filed.

I respectfully request the abate of this late filing penalty of \$60.00 for CAN 992772.

Sincerely,



Beryl C. Dantin, CPA

1813 Squirewood Drive West

Harvey, LA 70058

Mr. Wayne J. Nockro
35 Nottoway Dr.
Marrero, LA 70072-5078

RETURN RECEIPT REQUESTED

RE: Late fee assessment for the November 3, 2020 Election
30-P Campaign Finance Disclosure Report filed 1 day late

Dear Mr. Nockro:

Enclosed is an assessment of a late fee pursuant to La R.S. 18:1505.4 and La R.S. 18:1507.4.1. Please attach a check or money order in the amount of \$60 payable to the Treasurer of the State of Louisiana to P.O. Box 1389, Baton Rouge, LA 70821. Please note that late fees can only be paid by the candidate or by the campaign.

You have 20 days from receipt of this letter to dispute this assessment. You may elect to do either of the following:

1. You may submit your request for a waiver to the attention of the Louisiana Board of Ethics.

Waivers are handled by the Ethics Board. The Board of Ethics may reduce, suspend, or decline to waive a late fee assessment based on the cause shown by the person, candidate, or political committee. If you submit a request for a waiver of the late fee to the Board of Ethics, your request should contain details as to why, in your opinion, you have good cause why your report was not timely filed. Also, if you would like to appear before the Board of Ethics in connection with your request, you should state that in your letter. The request should be submitted to the attention of the Board of Ethics at the following address: P.O. Box 1389, Baton Rouge, LA 70821 or fax at (225) 381-7241.

2. You may appeal the assessment directly to the Ethics Adjudicatory Board (EAB).

Appeals to the EAB are proceedings before a three judge panel. The determination is made regarding whether the person, candidate, or political committee was required to file the report. The EAB will determine if the report was filed late. Mitigating factors are not considered during the EAB proceedings. The EAB has the authority to reduce, suspend, or waive a late fee assessment. If you decide to appeal to the EAB, you should submit your request for a waiver of the late fee assessment to the EAB at the following address: Louisiana Board of Ethics, P.O. Box 1389, Baton Rouge, LA 70821 or fax at (225) 381-7241.

If you timely submit a waiver request or appeal, your name will not be posted on the website pending the result of your appeal. Furthermore, if you request an appearance, you will be notified of the place and time prior to a meeting.

If you do not pay or dispute the assessment of the late fee within 20 days from the receipt of this letter, the fee will be forwarded to the Attorney General's Office to pursue collection. If the matter is forwarded to the Attorney General's Office for collection, you may be responsible for all additional costs incurred. Additionally, late fees paid by the due date will be posted on the agency website.

You should be aware that unpaid campaign finance fees or penalties may have an adverse effect on ability to run for public office in the future, as the Board of Ethics will advise to your future qualification candidacy for public office pursuant to La R.S. 18:491 and R.S. 18:492.

incerely,

LOUISIANA BOARD OF ETHICS

Michaela Nockro

Michaela Nockro

AN EQUAL OPPORTUNITY EMPLOYER

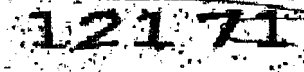
10/5/2020

Louisiana Ethics Administration Program

E-mail the Louisiana Ethics Administration Program

Topic of E-mail:

Web Site Inquiries



[Generate New Image](#)
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12171

Type the numerical code from the image

From:

Beryl Dantin

Subject:

CAN 992772 30 day report for 11/3/2020 election

Message:

** If you are requesting assistance for a technical problem, please remember to give your name and contact information so that our staff may properly assist you.*

I tried to submit this candidate 30 day report and there is some symbol on Schedule C that I can't get to delete it. When I try to submit the report I am getting a message that debt amount beginning and ending balance must be entered and the reason. The name is either , or ' but I can not get to it to delete it so it will not allow me to submit this candidate report. I will call first thing tomorrow morning to see how to delete it, but just what this to be record that report will marked as timely filed. It 's all complete but this error is not letting me file it.

Beryl C Dantin, CPA
(504) 583-1263

[Send Mail](#)

BERYL C. DANTIN, CPA
1813 SQUIREWOOD DRIVE WEST
HARVEY, LOUISIANA 70058

Fax

To: Melissa Horn Company: Louisiana Board of Ethics
Fax: 1-225-381-7271 Pages: 4 (including cover)
Phone: 1-225-219-5600 Date: 11/11/2020
From: Beryl Dantin, CPA
Re: Waiver Request of Late Filing Fee for CAN CC:
992772
☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle
Please see letter attached

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IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL IMMEDIATELY
(504) 583-1263 (504) 799-1018 FAX NO. (504) 471-3008



Unknown @Port 9100

11/11/2020 4:38 PM

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